

## Office for Civil Rights, Education

## § 106.2

- 106.13 Military and merchant marine educational institutions.
- 106.14 Membership practices of certain organizations.
- 106.15 Admissions.
- 106.16 Educational institutions eligible to submit transition plans.
- 106.17 Transition plans.

### Subpart C—Discrimination on the Basis of Sex in Admission and Recruitment Prohibited

- 106.21 Admission.
- 106.22 Preference in admission.
- 106.23 Recruitment.

### Subpart D—Discrimination on the Basis of Sex in Education Programs or Activities Prohibited

- 106.31 Education programs or activities.
- 106.32 Housing.
- 106.33 Comparable facilities.
- 106.34 Access to course offerings.
- 106.35 Access to schools operated by LEAs.
- 106.36 Counseling and use of appraisal and counseling materials.
- 106.37 Financial assistance.
- 106.38 Employment assistance to students.
- 106.39 Health and insurance benefits and services.
- 106.40 Marital or parental status.
- 106.41 Athletics.
- 106.42 Textbooks and curricular material.

### Subpart E—Discrimination on the Basis of Sex in Employment in Education Programs or Activities Prohibited

- 106.51 Employment.
- 106.52 Employment criteria.
- 106.53 Recruitment.
- 106.54 Compensation.
- 106.55 Job classification and structure.
- 106.56 Fringe benefits.
- 106.57 Marital or parental status.
- 106.58 Effect of State or local law or other requirements.
- 106.59 Advertising.
- 106.60 Pre-employment inquiries.
- 106.61 Sex as a bona-fide occupational qualification.

### Subpart F—Procedures [Interim]

- 106.71 Procedures.
- SUBJECT INDEX TO TITLE IX PREAMBLE AND REGULATION
- APPENDIX A TO PART 106—GUIDELINES FOR ELIMINATING DISCRIMINATION AND DENIAL OF SERVICES ON THE BASIS OF RACE, COLOR, NATIONAL ORIGIN, SEX, AND HANDICAP IN VOCATIONAL EDUCATION PROGRAMS [NOTE]

AUTHORITY: 20 U.S.C. 1681 *et seq.*, unless otherwise noted.

SOURCE: 45 FR 30955, May 9, 1980, unless otherwise noted.

## Subpart A—Introduction

### § 106.1 Purpose and effective date.

The purpose of this part is to effectuate title IX of the Education Amendments of 1972, as amended by Pub. L. 93-568, 88 Stat. 1855 (except sections 904 and 906 of those Amendments) which is designed to eliminate (with certain exceptions) discrimination on the basis of sex in any education program or activity receiving Federal financial assistance, whether or not such program or activity is offered or sponsored by an educational institution as defined in this part. This part is also intended to effectuate section 844 of the Education Amendments of 1974, Pub. L. 93-380, 88 Stat. 484. The effective date of this part shall be July 21, 1975.

(Authority: Secs. 901, 902, Education Amendments of 1972, 86 Stat. 373, 374; 20 U.S.C. 1681, 1682, as amended by Pub. L. 93-568, 88 Stat. 1855, and sec. 844, Education Amendments of 1974, 88 Stat. 484, Pub. L. 93-380)

### § 106.2 Definitions.

As used in this part, the term:

(a) *Title IX* means title IX of the Education Amendments of 1972, Pub. L. 92-318, as amended by section 3 of Pub. L. 93-568, 88 Stat. 1855, except sections 904 and 906 thereof; 20 U.S.C. 1681, 1682, 1683, 1685, 1686.

(b) *Department* means the Department of Education.

(c) *Secretary* means the Secretary of Education.

(d) *Assistant Secretary* means the Assistant Secretary for Civil Rights of the Department.

(e) *Reviewing Authority* means that component of the Department delegated authority by the Secretary to appoint, and to review the decisions of, administrative law judges in cases arising under this part.

(f) *Administrative law judge* means a person appointed by the reviewing authority to preside over a hearing held under this part.

(g) *Federal financial assistance* means any of the following, when authorized or extended under a law administered by the Department: